IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MIDLAND NATIONAL LIFE INSURANCE COMPANY,

Plaintiff,

Civil Action No.: 2:12-CV-16

v.

JAMES M. LIBERTO

Defendant.

DISCLOSURE STATEMENT

Pursuant to Local Rule 7.1 of the Western District of Pennsylvania and to enable Judges and Magistrate Judges to evaluate possible disqualification or recusal, the undersigned counsel for Midland National Life Insurance Company ("Midland"), in the above captioned action, certifies that Midland is wholly owned by Sammons Financial Group, Inc. ("Sammons"), and there are no parents, subsidiaries and/or affiliates of Midland or Sammons that have issued shares or debt securities to the public

Dated: January 9, 2012 JONES, GREGG, CREEHAN & GERACE, LLP

JOHN P. DAVIS, III, ESQUIRE

PA I.D. 33294

411 SEVENTH AVENUE, SUITE 1200

PITTSBURGH, PA 15219

TELEPHONE: (412) 261-6400

FACSIMILE: (412) 261-2652

jpd@jgcg.com

ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **DISCLOSURE STATEMENT** has been served via United States Mail, First Class, postage prepaid, this 9th day of January 2012, to:

James M. Liberto 756 Unity Center Road Pittsburgh, PA 15239-1463

JONES, GREGG, CREEHAN & GERACE, LLP

v: -

JOHN P. DAVIS, III, ESQUIRE PA I.D. 33294 411 SEVENTH AVENUE, SUITE 1200 PITTSBURGH, PA 15219

TELEPHONE: (412) 261-6400 FACSIMILE: (412) 261-2652

jpd@jgcg.com

ATTORNEY FOR PLAINTIFF